

MINUTE ITEM
This Calendar Item No. C12
was approved as Minute Item
No. 12 by the State Lands
Commission by a vote of 2
to 0 at its 9/14/88
meeting.

CALENDAR ITEM

C 12

09/14/88
PRC 6827
PRC 6205
Lipphardt

A 27

S 14

ADDENDUM NO. 8 TO PACIFIC GAS AND ELECTRIC COMPANY
MASTER LEASE NO. PRC 6827 AND ADDENDUM NO. 15
TO PACIFIC GAS AND ELECTRIC COMPANY
MASTER LEASE NO. PRC 6205

APPLICANT: Pacific Gas and Electric Company
Attn: Dennis Garcia
3185 "M" Street
Merced, California 95348

BACKGROUND:

On April 25, 1985, Minute Item No. 14, the State Lands Commission approved Master Lease PRC 6827 to Pacific Gas and Electric Company (PG&E) for various over 60 KV electrical energy transmission facilities located throughout the State. On August 26, 1982, Minute Item No. 19, the State Lands Commission approved Master Lease PRC 6205 to PG&E for various under 60 KV electrical distribution facilities located throughout the State.

Each Master Lease allows for changes and new facilities to be added by addendum to the Master Leases. The leases further specify that no filing or processing fees shall be required for minor modifications to the Master Leases.

CURRENT SITUATION:

On August 10, 1988, the State Lands Commission approved a permit to Continental Telephone Company of California, for use of existing power poles owned by PG&E across the Merced River. Staff found that this existing crossing for an over 60 KV transmission line and an under 60 KV distribution line was not under permit to PG&E. These addendums will amend PG&E's Master Leases to include the existing crossing, a 0.241-acre parcel of submerged land in the Merced River.

CALENDAR ITEM NO. 12 (CONT'D)

PRC 6827: Initial period: 30 years beginning May 1, 1985.
Renewal options: One successive period of 15 years each.
Public liability insurance: Combined single limit coverage of \$2,000,000.
Consideration: \$12,000 per annum; five-year rent review.

PRC 6205: Initial period: 30 years beginning September 1, 1982.
Renewal options: One successive period of 15 years.
Public liability insurance: Combined single limit coverage of \$2,000,000.
Consideration: \$15,534 per annum; five-year rent review.

BASIS FOR CONSIDERATION:
Pursuant to 2 Cal. Adm. Code 2003.

STATUTORY AND OTHER REFERENCES:
A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.
B. Cal. Adm. Code: Title 2, Div. 3; Title 14, Div. 6.

AB 884: 02/22/89.

OTHER PERTINENT INFORMATION:
1. During the processing of Addendum No. 6 to Master Lease PRC 6827, an additional \$100 per annum rental amount was inadvertently included in the addendum approval. Staff recommends rescinding the \$100 per annum rental increase approval of the State Lands Commission made on October 21, 1987, Calendar Item No. 27.

CALENDAR ITEM NO. 12 (CONT'D)

2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Adm. Code 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 3, New Construction of Small Structures, 14 Cal. Adm. Code 15303.

Authority: P.R.C. 21084, and 14 Cal. Adm. Code 15300.

3. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq. but will not affect those significant lands.

EXHIBITS:

PRC 6827

- A-8 Land Description.
- B-8 Location Map.

PRC 6205

- A-15 Land Description.
- B-15 Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 3, NEW CONSTRUCTION OF SMALL STRUCTURES, 14 CAL. ADM. CODE 15303.
2. FIND THAT THIS ACTIVITY WILL INVOLVE LANDS IDENTIFIED AS POSSESSING SIGNIFICANT ENVIRONMENTAL VALUES PURSUANT TO P.R.C. 6370, ET SEQ., BUT THAT SUCH ACTIVITY WILL HAVE NO DIRECT OR INDIRECT EFFECT ON SUCH LANDS.
3. RESCIND PRIOR APPROVAL OF A \$100 ANNUAL RENTAL INCREASE MADE ON OCTOBER 21, 1987, CALENDAR ITEM NO. 27.
4. AUTHORIZE APPROVAL AND ISSUANCE TO PACIFIC GAS AND ELECTRIC COMPANY OF ADDENDUM NO. 8 TO LEASE PRC 6827, ON FILE IN THE PRINCIPAL OFFICE OF THE STATE LANDS COMMISSION, COVERING THE LAND DESCRIBED ON EXHIBIT "A-8" ATTACHED AND BY REFERENCE MADE A PART HEREOF. ALL REMAINING TERMS AND

CALENDAR ITEM NO. 12 (CONT'D)

CONDITIONS OF LEASE PRC 6827 REMAIN UNCHANGED AND IN FULL FORCE AND EFFECT.

5. AUTHORIZE APPROVAL AND ISSUANCE TO PACIFIC GAS AND ELECTRIC COMPANY OF ADDENDUM NO. 15 TO LEASE PRC 6205, ON FILE IN THE PRINCIPAL OFFICE OF THE STATE LANDS COMMISSION, COVERING THE LAND DESCRIBED ON EXHIBIT "A-15" ATTACHED AND BY REFERENCE MADE A PART HEREOF. ALL REMAINING TERMS AND CONDITIONS OF LEASE PRC 6205 REMAIN UNCHANGED AND IN FULL FORCE AND EFFECT.

CALENDAR PAGE	64
MINUTE PAGE	2649

EXHIBIT "A-8"

PRC 6827

LAND DESCRIPTION

A strip of land 50 feet wide in the bed of the Merced River in Section 8, T5S, R15E, MDM, Merced County, California, described as follows:

COMMENCING at a point on the east line of Lot 1 of Section 9, T5S, R15E, MDM, said point lying South 1175 feet from the southerly line of the County Road in Section 4, T5S, R15E, MDM; thence from said point of commencement the following seven courses:

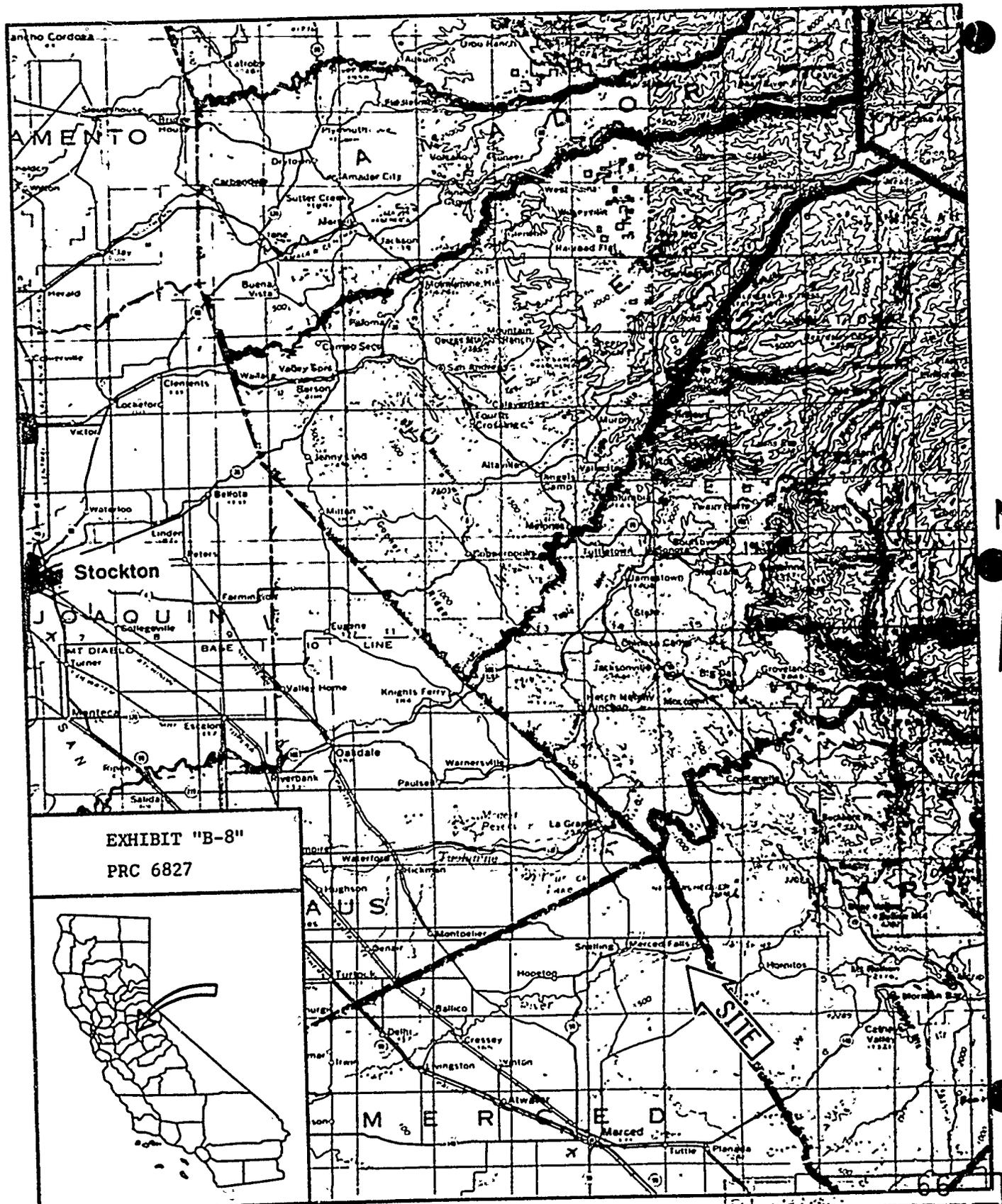
1. S 44°46' W, 103.0 feet;
2. S 24°24' W, 1202.0 feet;
3. S 4°56' W, 403.0 feet;
4. S 22°42' W, 1081.5 feet;
5. S 36°55' W, 953.8 feet;
6. S 66°51' W, 525.6 feet to the POINT OF BEGINNING; thence
7. S 46°59' W, 550.0 feet to the end of the herein described line.

EXCEPTING THEREFROM any portion lying landward of the ordinary low water marks of the Merced River.

END OF DESCRIPTION

PREPARED JULY 25, 1988, BY BIU 1.

CALIFORNIA PAGE	65
MINUTE PAGE	2650



DATE: 11/1/50

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2651

EXHIBIT "A-15"

PRC 6205

LAND DESCRIPTION

A strip of land 50 feet wide in the bed of the Merced River in Section 8, T5S, R15E, MDM, Merced County, California, described as follows:

COMMENCING at a point on the east line of Lot 1 of Section 9, T5S, R15E, MDM, said point lying South 1175 feet from the southerly line of the County Road in Section 4, T5S, R15E, MDM; thence from said point of commencement the following seven courses:

1. S 44°46' W, 103.0 feet;
2. S 24°24' W, 1202.0 feet;
3. S 4°56' W, 403.0 feet;
4. S 22°42' W, 1081.5 feet;
5. S 36°55' W, 953.8 feet;
6. S 66°51' W, 525.6 feet to the POINT OF BEGINNING; thence
7. S 46°59' W, 550.0 feet to the end of the herein described line.

EXCEPTING THEREFROM any portion lying landward of the ordinary low water marks of the Merced River.

END OF DESCRIPTION

PREPARED JULY 27, 1988, BY BIU 1.

CAL. REG. PAGE	67
MINU. PAGE	2652

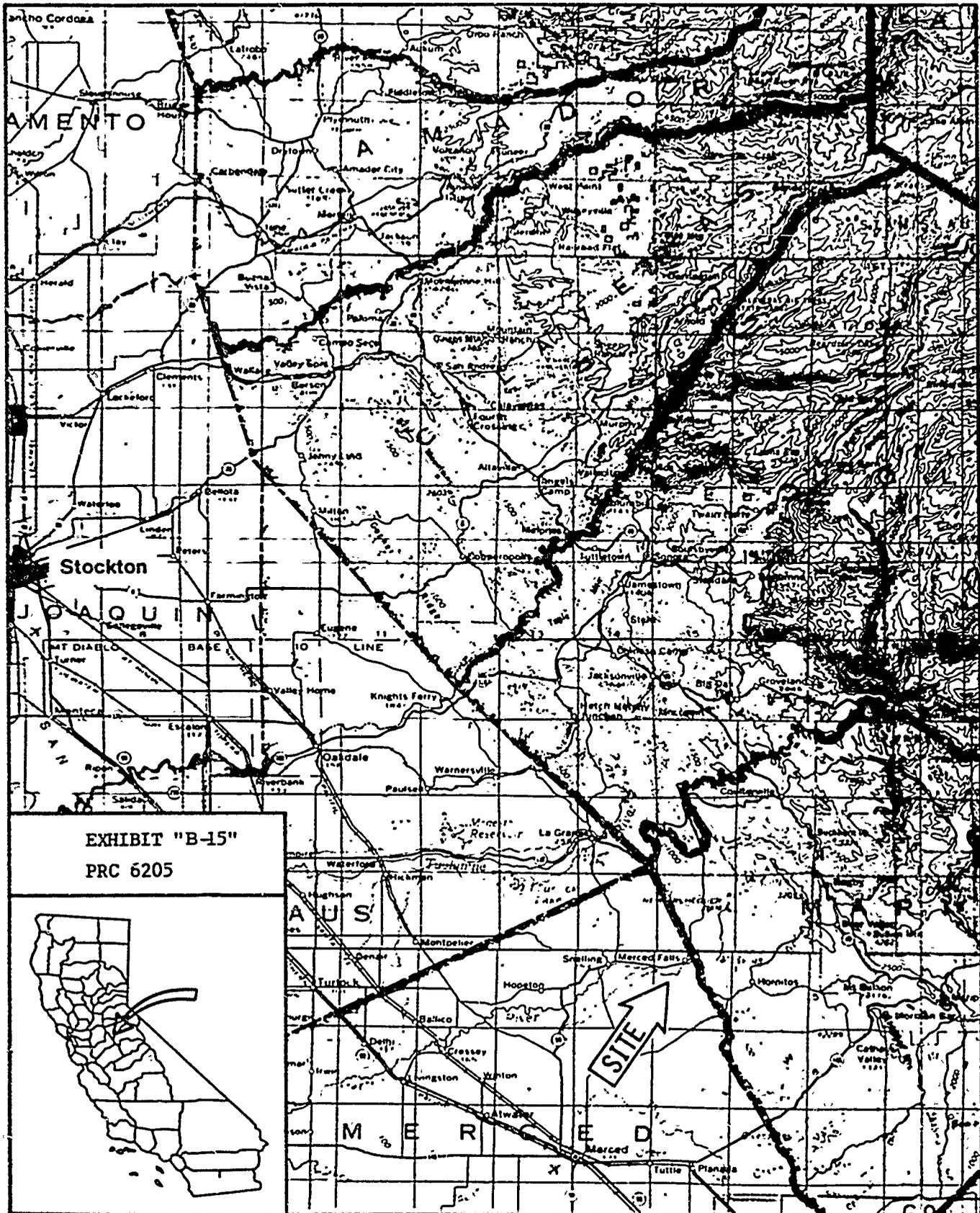


EXHIBIT "B-15"
 PRC 6205

